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8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 JERRY FLAGG,)	
)	
13 Plaintiff,)	CIVIL NO. 06-00930 SBA
)	
14 v.)	STIPULATION AND ORDER EXTENDING
)	DEFENDANT'S TIME TO FILE
15 JO ANNE B. BARNHART,)	RESPONSE TO PLAINTIFF'S
Commissioner of Social Security,)	MOTION FOR SUMMARY JUDGMENT
)	
16 Defendant.)	
17)	

18 IT IS HEREBY STIPULATED by and between the undersigned attorneys, subject to the
19 approval of the Court, that defendant Commissioner may have an extension of 30 days in which to
20 file her response to plaintiff's motion for summary judgment.¹ Defendant's response was due on
21 January 16, 2007, pursuant to Civil L.R.16-5. Defendant's response is now due on February 15,
22 2007.

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¹ See attached Declaration of Donna M. Montano.

1 This is defendant's first request.
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5 Dated: January 10, 2007

/s/
6 TONY ARJO
Attorney for Plaintiff

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8 KEVIN V. RYAN
United States Attorney
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12 Dated: January 12, 2007

By: /s/
13 SARA WINSLOW
Assistant United States Attorney
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15 PURSUANT TO STIPULATION, IT IS SO ORDERED:
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19 Dated: 1/17/07


20 SAUNDRA B. ARMSTRONG
United States District Judge
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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 JERRY FLAGG,

12)
13) Plaintiff,

14) V.

15 JO ANNE B. BARNHART,
Commissioner of
16 Social Security,

17) Defendant.
18)
19)
20)

CIVIL NO. 06-00930 SBA

DECLARATION OF DONNA M.
MONTANO IN SUPPORT OF
DEFENDANT'S REQUEST FOR
EXTENSION OF TIME

21 I, **Donna M. Montano**, declare and state as follows:

22 1. I am an Assistant Regional Counsel in the Office of the General Counsel for the
23 United States Social Security Administration ("SSA"), Region IX.

24 2. I respectfully request a 30-day extension of time in which to file the Defendant's
25 Cross- motion for Summary Judgment in the above-captioned Social Security case.

26 3. I am requesting a 30-day extension to file Defendant Commissioner's response to
27 Plaintiff's Motion for Summary Judgment, due to a backlog that accrued during my three week
28 absence from work for surgery and recovery. I am working diligently to resolve this backlog.

1 I declare under penalty of perjury that the foregoing is true and correct to the best of my
2 knowledge.

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4 Executed in San Francisco, California on **January 10, 2007**.

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8 /s/
DONNA M. MONTANO
9 Assistant Regional Council
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